

## ORDINANCE 779-12-20

### AN ORDINANCE AMENDING CODIFIED ORDINANCES 1117.02 AND 1117.09 GOVERNING BZA APPEALS AND NOTICE TO PARTIES IN INTEREST AND NOT DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Roaming Shores, Ohio:

#### SECTION 1. 1117.02 APPEALS.

(a) Appeals to the Board of Zoning Appeals concerning interpretation or administration of this Ordinance may be taken by any person aggrieved or by any officer or bureau of the legislative authority of the Village affected by any decision of the Zoning Inspector. Such appeal shall be filed with the Zoning Inspector ~~taken~~ within twenty (20) days after the decision. ~~by filing, with the Zoning Inspector. and with the Board of Zoning Appeals, a notice of appeal specifying the grounds upon which the appeal is being taken.~~ At least five days prior to the hearing, tThe Zoning Inspector shall provide each member of ~~transmit to~~ the Board of Zoning Appeals with copies of the applicant's appeal, the decision being appealed and applicable provisions of the Zoning Code. ~~all the papers constituting the record upon which the action appealed was taken.~~

(b) Said notice of appeals shall:

1. Be completed on a form provided by the Inspector and signed by the applicant and owner of the land;
2. Provide the names and mailing addresses of all landowners within one hundred feet of the applicant
3. Specify in detail; the decision appealed from the Inspector and the basis of the appeal, and shall, when available, include any documents received from the Inspector's office.
4. Be accompanied by a non-refundable filing fee set by Council ordinance.

#### SECTION 2. 1117.09 NOTICE TO PARTIES IN INTEREST.

Before conducting the public hearing required in Section 1117.07, written notice of such hearing shall be mailed by the Zoning Inspector ~~Chairman of the Board of Zoning Appeals, by first class mail,~~ at least ten (10) days before the day of the hearing to each landowner within one hundred (100) feet of the applicant's property. ~~to all parties in interest.~~ The notice shall include a copy of the appeal and other documents filed by the applicant, and the date, time and location of the hearing, including zoom information. ~~contain the same information as required of notices published in newspapers as specified in Section 1117.08~~

SECTION 3. That it is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 4. This ordinance is not an emergency and shall not take effect until thirty days after passage.

PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Jennie D'Amicone

ATTEST:

\_\_\_\_\_  
Leeann Moses, Clerk/Treasurer

\_\_\_\_\_  
Kyle B. Smith, Solicitor

I hereby certify that a summary of the foregoing ordinance was published twice by the Gazette News on the following dates, \_\_\_\_\_ and \_\_\_\_\_, 2020.

\_\_\_\_\_  
Village Clerk